

SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
Lea Haber Kuck (LK-5556)
Four Times Square
New York, New York 10036
Tel: (212) 735-3000

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THOMAS BROWN, INDIVIDUALLY And On :
Behalf Of All Others Similarly Situated, :
Plaintiff, : No. 07 Civ. 7895 (DAB)
- against - :
CHINA SUNERGY CO., LTD., TINGXIU LU, :
JIANHUA ZHAO, JAMES SHAOFENG QI, :
GUANGYOU YIN, FENGMING ZHANG, :
SHILIANG GUO, MERRILL LYNCH, PIERCE, :
FENNER & SMITH INC., COWEN & CO., LLC, :
and JEFFERIES & CO., INC., :
Defendants. :
----- x

640097 #25 1-31-08 mch
PLEASE TAKE NOTICE that, upon the annexed Affidavit of Frances P. Kao,
and attachments thereto, submitted herewith, China Sunergy Co., Ltd., through the
undersigned, will move this Court before the Honorable Deborah A. Batts, at the United
States Courthouse, 40 Centre Street, New York, New York 10007, as soon as counsel may be
heard, for an order pursuant to Rule 1.3(c) of the Rules of the United States District Court for

the Southern District of New York, admitting Frances P. Kao to practice pro hac vice in the above-captioned matter. For the Court's convenience, a form of Order is annexed hereto.

Dated: New York, New York
January 24, 2008

Respectfully submitted,


Lea Haber Kuck (LK-5556)
SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
Four Times Square
New York, New York 10036
Tel: (212) 735-3000

Attorneys for China Sunergy Co., Ltd.

Of Counsel

Frances Kao
Donna McDevitt
Ryan Horning
SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
333 West Wacker Drive
Chicago, Illinois 60606
(312) 407-0700

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THOMAS BROWN, INDIVIDUALLY And On
Behalf Of All Others Similarly Situated, :
Plaintiff, : No. 07 Civ. 7895 (DAB)
- against - : **ORDER**
CHINA SUNERGY CO., LTD., TINGXIU LU, :
JIANHUA ZHAO, JAMES SHAOFENG QI, :
GUANGYOU YIN, FENGMING ZHANG, :
SHILIANG GUO, MERRILL LYNCH, PIERCE, :
FENNER & SMITH INC., COWEN & CO., LLC. :
and JEFFERIES & CO., INC. :
Defendants.
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Upon consideration of the foregoing Notice of Motion for Admission *Pro
Hac Vice* of Frances P. Kao, and good cause having been shown,

IT IS SO ORDERED, this ____ day of January 2008, that such motion is
GRANTED.

DEBORAH A. BATTES
UNITED STATES DISTRICT JUDGE

SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
Lea Haber Kuck (LK-5556)
Four Times Square
New York, New York 10036
Tel: (212) 735-3000

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THOMAS BROWN, INDIVIDUALLY And On
Behalf Of All Others Similarly Situated, :
Plaintiff, : No. 07 Civ. 7895 (DAB)
- against - :
CHINA SUNERGY CO., LTD., TINGXIU LU, :
JIANHUA ZHAO, JAMES SHAOFENG QI, :
GUANGYOU YIN, FENGMING ZHANG, :
SHILIANG GUO, MERRILL LYNCH, PIERCE, :
FENNER & SMITH INC., COWEN & CO., LLC, :
and JEFFERIES & CO., INC., :
Defendants.
----- x

STATE OF NEW YORK)
)ss:
COUNTY OF NEW YORK)

Lea Haber Kuck, being duly sworn, deposes and states that:

1. I am counsel in this matter for China Sunergy Co., Ltd. ("China Sunergy"). I am a member of the bar of the State of New York and admitted to practice in the United States District Court for the Southern District of New York.

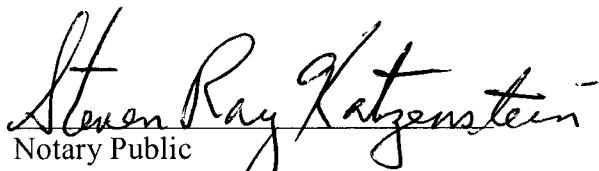
2. I make this affidavit in support of the motion, pursuant to Local Rule 1.3(c), for the admission of Frances P. Kao to practice *pro hac vice* in the above-captioned matter. I know Ms. Kao to be of the highest character and fully recommend her admission. Ms. Kao serves as counsel to China Sunergy. (See Affidavit of Frances P. Kao, annexed hereto).

3. As shown in the Certificate of Admission annexed to her affidavit in support of her admission *pro hac vice*, Ms. Kao is a member in good standing of the bar of Illinois. She is familiar with the Federal Rules of Civil Procedure and with the Rules of the United States District Court for the Southern District of New York. (See Affidavit of Frances P. Kao annexed hereto).



Lea Haber Kuck

Sworn to before me
this 23rd day of January 2008.



Steven Ray Katzenstein
Notary Public

STEVEN RAY KATZENSTEIN
Notary Public, State of New York
No. 01KA4745340
Qualified in Queens County
Certificate Filed in New York County
Commission Expires June 30, 20 ____/____/____

SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
Lea Haber Kuck (LK-5556)
Four Times Square
New York, New York 10036
Tel: (212) 735-3000

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x

THOMAS BROWN, INDIVIDUALLY And On
Behalf Of All Others Similarly Situated, :

Plaintiff, : No. 07 Civ. 7895 (DAB)

- against - : **AFFIDAVIT OF
FRANCES P. KAO
IN SUPPORT OF
MOTION FOR ADMISSION
PRO HAC VICE**

CHINA SUNERGY CO., LTD., TINGXIU LU, :
JIANHUA ZHAO, JAMES SHAOFENG QI, :
GUANGYOU YIN, FENGMING ZHANG, :
SHILIANG GUO, MERRILL LYNCH, PIERCE, :
FENNER & SMITH INC., COWEN & CO., LLC, :
and JEFFERIES & CO., INC., :

Defendants.

----- x
STATE OF ILLINOIS)
)ss:
COUNTY OF COOK)

Frances P. Kao, being duly sworn, deposes and states that:

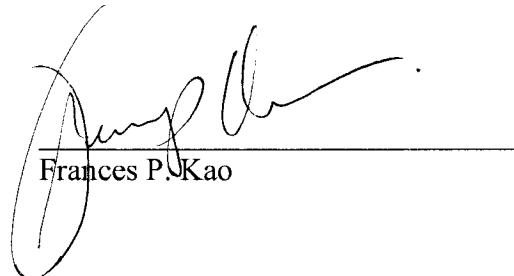
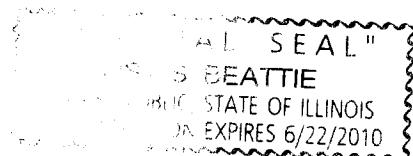
1. I am counsel in this matter for China Sunergy Co., Ltd.

2. I make this affidavit in support of the motion for my admission to

practice *pro hac vice* in the above-captioned matter.

3. I am a partner with the law firm of Skadden, Arps, Slate, Meagher & Flom LLP, 333 West Wacker Drive, Chicago, Illinois 60606, telephone number (312) 407-0700, facsimile number (312) 407-0411.

4. As shown in the Certificate of Admission annexed hereto, I am a member in good standing of the bar of Illinois. I am admitted to practice before the United States District Court for the Northern District of Illinois. I am familiar with the Federal Rules of Civil Procedure and with the Rules of the United States District Court for the Southern District of New York.



Frances P. Kao

Sworn to before me
this 22nd day of January 2008.



Lisa S. Beattie
Notary Public

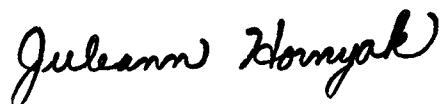
Certificate of Admission To the Bar of Illinois

I, Juleann Hornyak, Clerk of the Supreme Court of Illinois, do hereby certify that

Frances Pao-Han Kao

has been duly licensed and admitted to practice as an Attorney and Counselor of Law within this State; has duly taken the required oath to support the CONSTITUTION OF THE UNITED STATES and of the STATE OF ILLINOIS, and also the oath of office prescribed by law, that said name was entered upon the Roll of Attorneys and Counselors in my office on November 4, 1999 and is in good standing, so far as the records of this office disclose.

In Witness Whereof, I have hereunto placed my hand and affixed the seal of said Supreme Court, at Springfield, in said State, this Monday, January 28, 2008.



Clerk

CERTIFICATE OF SERVICE

The undersigned, an attorney duly admitted to practice law before this Court, hereby certifies under penalty of perjury, that on January 30, 2008, I caused a true copy of the

- ***Notice of Motion for Admission Pro Hac Vice of Frances P. Kao with the annexed [Proposed] Order and Affidavit of Lea Haber Kuck in Support of Motion For Admission Pro Hac Vice sworn to on the 23rd day of January 2008 and Affidavit of Frances P. Kao in Support of Motion for Admission Pro Hac Vice sworn to on the 22nd day of January 2008***

to be served upon the following parties by First-Class mail:

Eric J. O'Bell
Law Offices of Eric J. Bell, LLC
3500 North Hull Street
Metairie, LA 70002

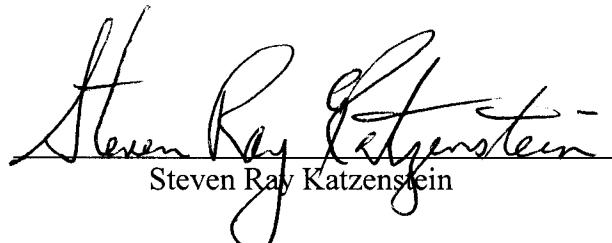
Kim E. Miller
Kahn Gauthier Swick LLC
12 East 41st Street, 12th Floor
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William Bernard Federman
Federman & Sherwood
10250 N. Pennsylvania
Oklahoma City, OK 73102

Dated: New York, New York
January 30, 2008



Steven Ray Katzenstein